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CHANDIGARH, FRIDAY, APRIL 19, 2024 (CHAITRA 30, 1946 SAKA)

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PART I

Punjab Government Notifications and Orders

GOVERNMENT OF PUNJAB

DEPARTMENT OF HOME AFFAIRS AND JUSTICE

(Judicial-1 Branch)

NOTIFICATION

The 17th October, 2022

No.4/26/2016-4Judl(1)/1642.-In pursuance to provisions of Section 8 of the Punjab Law Officers (Engagement) Act, 2017, the Governor of Punjab is pleased to fix the terms and conditions of engagement of various categories of Law Officers engaged on contract basis in the office of Advocate General, Punjab, which are as under-

Sr. No.	Category	Terms and conditions of Engagement
1.	Senior Additional Advocate General	<p>i) They shall be given lump sum remuneration of Rs. 1,45,000/- per month.</p> <p>ii) They will be fully at the disposal of State Government and do all criminal, Civil and Misc. work and appear in Criminal/ Civil/Misc Cases entrusted to them by the Advocate General, Punjab or by State Govt. At the end of the day, they will prepare a brief report in respect of each matter in which they accepted notices/appeared for the State on that day before the Supreme Court/High Court/Tribunal/Commission. This report will be sent by them by name to the concerned Administrative Secretary and Head of Department indicating what further action is required to be taken on the basis of proceedings/orders of High Court/Supreme Court.</p>

- iii) They shall perform the duties as prescribed in Section 10 of the Punjab Law Officers (Engagement) Act, 2017.
- iv) They shall be required to do opinion work assigned by the Advocate General, Punjab or by the Government.
- v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
- vi) They may engage in such private practice that does not interfere in the discharge of the duties assigned to them by the Advocate General, Punjab or by the Government subject to condition that they will not accept any case against the State Government.
- vii) In the matter of leaves, they shall be governed by the model terms for the grant of leave to Government employees engaged on contract as provided in Appendix 16 of Volume 1 Part 2 of the Punjab Civil Services Rules.
- viii) In the matter of traveling allowances, they shall be entitled to the same as are admissible to Class-1 Officers of the Punjab Government.
- ix) Their appointment would be against a non-pensionable post on contractual basis.
- x) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
- xi) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
- xii) State Government will assess their performance from time to time.
- xiii) They shall be bound to follow the directions issued by Government from time to time.

2. Additional Advocate General

- i) They shall be given lump sum remuneration of Rs. 1,40,000/- per month.
- ii) They will be fully at the disposal of State Government and do all criminal, Civil and Misc. work and appear in Criminal/ Civil/Misc Cases entrusted to them by the Advocate General, Punjab or by State Govt. At the end of the day, they will prepare a brief report in respect of each matter in which they accepted notices/appeared for the State on that day before the Supreme Court/High Court/Tribunal/Commission. This report will be sent by them by name to

the concerned Administrative Secretary and Head of Department indicating what further action is required to be taken on the basis of proceedings/orders of High Court/ Supreme Court.

- iii) They shall perform the duties as prescribed in Section 10 of the Punjab Law Officers (Engagement) Act, 2017.
- iv) They shall be required to do opinion work assigned by the Advocate General, Punjab or by the Government.
- v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
- vi) They may engage in such private practice that dose not interfere in the discharge of the duties assigned to them by the Advocate General, Punjab or by the Government subject to condition that they will not accept any case against the State Government.
- vii) In the matter of leaves, they shall be governed by the model terms for the grant of leave to Government employees engaged on contract as provided in Appendix 16 of Volume 1 Part 2 of the Punjab Civil Services Rules.
- viii) In the matter of traveling allowance, they shall be entitled to the same as are admissible to Class-I Officers of the Punjab Government
- ix) Their appointment would be against a non-pensionable post on contractual basis.
- x) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
- xi) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
- xii) State Government will assess their performance from time to time.
- xiii) They shall be bound to follow the directions issued by Government from time to time.

3. Senior Deputy Advocate General

- i) They shall be given lump sum remuneration of Rs. 1,38,000/- per month.
- ii) They will be fully at the disposal of State Government and do all criminal, Civil and Misc. work and appear in Criminal/ Civil/Misc Cases entrusted to them by the Advocate General, Punjab or by State Govt. At the end of the day,

they will prepare a brief report in respect of each matter in which they accepted notices/appeared for the State on that day before the Supreme Court/High Court/Tribunal/Commission. This report will be sent by them by name to the concerned Administrative Secretary and Head of Department indicating what further action is required to be taken on the basis of proceedings/orders of High Court/Supreme Court.

- ii) They shall perform the duties as prescribed in Section 10 of the Punjab Law Officers (Engagement) Act, 2017.
- iv) They shall be required to do opinion work assigned by the Advocate General, Punjab or by the Government.
- v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
- vi) They shall not be entitled to do private practice.
- vii) In the matter of leaves, they shall be governed by the model terms for the grant of leave to Government employees engaged on contract as provided in Appendix 16 of Volume 1 Part 2 of the Punjab Civil Services Rules.
- viii) In the matter of traveling allowance, they shall be entitled to the same as are admissible to Class-1 Officers of the Punjab Government.
- ix) Their appointment would be against a non-pensionable post on contractual basis.
- x) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
- xi) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
- xii) State Government will assess their performance from time to time.
- xiii) They shall be bound to follow the directions issued by Government from time to time.

4. Deputy Advocate General

- i) They shall be given lump sum remuneration of Rs.1,05,000/- per month.
- ii) They will be fully at the disposal of State Government and do all criminal, Civil and Misc. work and appear in Criminal/Civil/Misc Cases entrusted to them by the Advocate General, Punjab or by State Govt. At the end of the day,

they will prepare a brief report in respect of each matter in which they accepted notices/appeared for the State on that day before the Supreme Court/High Court/Tribunal/Commission. This report will be sent by them by name to the concerned Administrative Secretary and Head of Department indicating what further action is required to be taken on the basis of proceedings/orders of High Court/Supreme Court.

- iii) They shall perform the duties as prescribed in Section 10 of the Punjab Law Officers (Engagement) Act, 2017.
- iv) They shall be required to do opinion work assigned by the Advocate General, Punjab or by the Government.
- v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
- vi) They shall not be entitled to do private practice.
- vii) In the matter of leaves, they shall be governed by the model terms for the grant of leave to Government employees engaged on contract as provided in Appendix 16 of Volume 1 Part 2 of the Punjab Civil Services Rules.
- viii) In the matter of traveling allowance, they shall be entitled to the same as are admissible to Class-1 Officers of the Punjab Government.
- ix) Their appointment would be against a non-pensionable post on contractual basis.
- x) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
- xi) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
- xii) State Government will assess their performance from time to time.
- xiii) They shall be bound to follow the directions issued by Government from time to time.

5. Assistant Advocate General

- i) They shall be given lump sum remuneration of Rs. 75,000/- per month.
- ii) They will be fully at the disposal of State Government and do all criminal, Civil and Misc. work and appear in Criminal/Civil/Misc Cases entrusted to them by the Advocate General, Punjab or by State Govt. At the end of the day,

they will prepare a brief report in respect of each matter in which they accepted notices/appeared for the State on that day before the Supreme Court/High Court/Tribunal/Commission. This report will be sent by them by name to the concerned Administrative Secretary and Head of Department indicating what further action is required to be taken on the basis of proceedings/orders of High Court/Supreme Court.

- (iii) They shall perform the duties as prescribed in Section 10 of the Punjab Law Officers (Engagement) Act, 2017.
- iv) They shall be required to do opinion work assigned by the Advocate General, Punjab or by the Government.
- v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
- vi) They shall not be entitled to do private practice.
- vii) In the matter of leaves, they shall be governed by the model terms for the grant of leave to Government employees engaged on contract as provided in Appendix 16 of Volume 1 Part 2 of the Punjab Civil Services Rules.
- viii) In the matter of traveling allowance, they shall be entitled to the same as are admissible to Class-1 Officers of the Punjab Government.
- ix) Their appointment would be against a non-pensionable post on contractual basis.
- x) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
- xi) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
- xii) State Government will assess their performance from time to time.
- xiii) They shall be bound to follow the directions issued by Government from time to time.

6. Advocate- on-Record

- i) They shall be given lump sum remuneration of Rs.70000/- per month.
- ii) With the condition to defend cases in Hon'ble S.C. that Sr. Advocates outside the empanelled AOR will be engaged only in exceptional cases with the prior approval of the Finance Department.

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- iii) They will be paid as mentioned below:-
 - a. Drafting formal petitions or Affidavits or Attendance before the Chamber Judge or Inspection of record by very jr. council not necessarily from the panel. (Rs. 2,200/- per case).
 - b. Misc. applications for drafting/hearing (Rs.1,100/- per case).
 - c. Drawing or setting pleadings (including affidavits) Counter affidavits, Rejoinder or Supplementary Affidavit (Rs. 2,200/- per case)
 - d. Drawing or setting statements (Rs. 1,125/- per case)
 - iv) Their appointment will be contractual in nature under the Punjab Law Officers (Engagement) Act, 2017.
 - v) The Government may disengage or dispense with the engagement of Law Officer from his office with immediate effect as per provision under section 11 (3) of Act.
 - vi) They shall not be eligible for regularization and they shall not be entitled to any benefits, viz, pension, gratuity, encashment of leave etc.
 - vii) They will work in any Court/Tribunal etc. under the overall supervision and control of the Advocate General, Punjab.
 - viii) State Government will assess their performance from time to time
 - ix) They shall be bound to follow the directions issued by Government from time to time.
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3. This issues in view of the advice of Finance Department (Finance Expenditure-1 Branch) as conveyed vide their I.D.No.FD-FE-101 (HAJD)/59/2022-1FE1/1/443347/2022 dated 14.10.2022

4. This issues with the approval of Hon'ble Chief Minister, Punjab.

Chandigarh
The 17th October, 2022

ANURAG VERMA, IAS
Principal Secretary to Govt. of Punjab
Department of Home Affairs and Justice